



U.S. Department
of Transportation

**Research and
Special Programs
Administration**

DEC 2 1999

400 Seventh Street, S.W.
Washington, D.C. 20590

DOT-E 8006
(TENTH REVISION)

EXPIRATION DATE: November 30, 2001

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Strombecker Corporation, Chicago, Illinois and Esquire Novelty Corporation, (Division of Strombecker Corporation), Amsterdam, New York.
(See Appendix A of this exemption)
2. PURPOSE AND LIMITATION: This exemption authorizes certain Articles, explosive, n.o.s., Division 1.4 (EX-9502050) explosives to be offered for transportation in commerce without labels under the conditions specified in Paragraph 7 below. This exemption provides no relief from any regulation other than as specifically stated.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR §§ 172.101, 172.202(a)(3); 172.301(a); 172.400(a); 172.504(e), Table 2, only as it applies to Division 1.4S explosives.
5. BASIS. This exemption is based on Esquire Novelty Corporation's application dated October 27, 1999, submitted in accordance with § 107.109.
6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous materials description/proper shipping name	Hazard Class/ Division	Identification number	Packing Group
Articles, explosive, n.o.s (Toy caps)	1.4S	UN0349	II
Toy caps	1.4S	NA0337	II

7. PACKAGING AND SAFETY CONTROL MEASURES:PACKAGING:

a. Toy plastic or paper caps for toy pistols in sheets, strips, rolls, or individual caps, may not contain more than an average of twenty-five hundredths of a grain of explosive composition per cap and must be packed in inside packages constructed of cardboard not less than 0.013-inch in thickness, metal not less than 0.008-inch in thickness, noncombustible plastic not less than 0.015-inch in thickness, or a composite blister package consisting of cardboard not less than 0.013-inch in thickness and non-combustible plastic not less than 0.005-inch in thickness, which must provide a complete enclosure and the minimum dimensions of each side or end of such package must be not less than 1/8-inch in height. The number of caps in these inside packages must be limited so that not more than 10 grains of explosives composition must be packed into one cubic inch of space and not exceeding 17.5 grains of the explosive composition of toy caps must be packed in any inside container. These inner containers must be packed in outside containers as specified in § 173.62(E-146(a)).

b. Toy caps may be packed with non-explosive or non-flammable articles provided the outside containers are marked as prescribed herein.

c. Toy paper caps of any kind may not be packed with fireworks.

MARKING - The outside of each package must be plainly marked "ARTICLES, EXPLOSIVE, N.O.S. (TOY CAPS) - HANDLE CAREFULLY" or "TOY CAPS - HANDLE CAREFULLY." The outside of each package must also be plainly marked "DOT-E 8006".

8. SPECIAL PROVISIONS.

a. A person who is not a holder of this exemption who receives a package covered by this exemption may reoffer it for transportation provided no modifications or changes are made to the package and it is reoffered for transportation in conformance with this exemption and the HMR.

b. A current copy of this exemption must be maintained at each facility where the package is offered or reoffered for transportation.

d. Explosives shipped under this exemption must have been examined in accordance with § 173.56 and approved by the Associate Administrator for Hazardous Material Safety.

9. MODES OF TRANSPORTATION AUTHORIZED. Motor vehicle, rail freight, cargo vessel, and cargo aircraft only.

10. MODAL REQUIREMENTS: A current copy of this exemption must be carried aboard each cargo vessel or aircraft used to transport packages covered by this exemption. The shipper must furnish a copy of this exemption to the air carrier before or at the time the shipment is tendered.

11. COMPLIANCE. Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq.:

- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- o Registration required by § 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8 who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this exemption, including display of its number, when the exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS. The carrier is required to report any incident involving fire, explosion or loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (Sections 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.) In addition, the holder(s) of this exemption must inform the AAHMS, in writing, of any incidents involving the package and shipments made under the terms of this exemption.

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Issued at Washington, D.C.

Alan I. Roberts
Alan I. Roberts
Associate Administrator
for Hazardous Materials Safety

12/2/99
(DATE)

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, Department of Transportation, Washington, D.C. 20590.
Attention: DHM-31.

The original of this exemption is on file at the above office. Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

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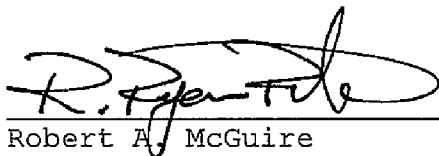
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The following are hereby granted party status to this exemption based on their application(s) submitted in accordance with §§ 107.107 or 107.109, as appropriate:

Company Name City/State	Applica- tion Date	Issue Date	Expiration Date
JA-RU, Inc. Jacksonville, FL	9/7/2001	SEP 28 2001	8/31/2003
Esquire Canada Part Robinson, Ontario Canada (US Agent: Esquire Novelty Corporation Asterdam, NY)	10/27/99	12/2/99	11/30/2001
Durant Plastics, Inc. (Division of Strombecker Corp.), Durant, OK	10/27/99	12/2/99	11/30/2001



Robert A. McGuire
Associate Administrator for
Hazardous Materials Safety